

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

| | | |
|-------------------------------|---|------------------------------------|
| JUXTACOMM-TEXAS SOFTWARE, LLC | § | |
| | § | |
| PLAINTIFF, | § | |
| | § | |
| v. | § | Civil Action No. 6:10-CV-00011-LED |
| | § | |
| AXWAY, INC., et al, | § | JURY DEMAND |
| | § | |
| DEFENDANTS. | § | |

DECLARATION OF MELANIE G. COWART

I, Melanie G. Cowart, declare and state as follows:

1. I am licensed to practice law in the state of Texas and am admitted to this court. I am a senior counsel with the law firm of Akin Gump Strauss Hauer & Feld, LLP (“Akin Gump”). Akin Gump represents Plaintiff JuxtaComm-Texas Software, LLC (“JuxtaComm”) in the above-captioned lawsuit. I have personal knowledge of the matters stated in this declaration and would testify to them under oath if called upon to do so.

2. A true and correct copy of the following document is attached hereto:

Exhibit 3: Apr. 25, 2011 – Communication from Lawson stating that it would supplement its executable production

Exhibit 4: Oct. 17, 2011 – Correspondence regarding Motion for Case Mgmt. Conf. and requesting meet and confer

Exhibit 5: Oct. 31, 2011 – Correspondence following-up on request for meet and confer regarding deficient executable production

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 3rd day of November 2011.



Melanie G. Cowart